

1 SPENCER HOSIE (CA Bar No. 101777)  
shosie@hosielaw.com  
2 BRUCE WECKER (CA Bar No. 078530)  
bwecker@hosielaw.com  
3 GEORGE F. BISHOP (CA Bar No. 89205)  
gbishop@hosielaw.com  
4 HOSIE RICE LLP  
5 One Market, 22nd Floor  
San Francisco, CA 94105  
6 (415) 247-6000 Tel.  
(415) 247-6001 Fax  
7

8 ROBERT J. YORIO (CA Bar No. 93178)  
yorio@carrferrell.com  
9 CARR & FERRELL LLP  
2200 Geng Road  
10 Palo Alto, CA 94303  
Telephone: (650) 812-3400  
11 Facsimile: (650) 812-3444  
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13 Attorneys for Plaintiff  
CLOAKWORKS, INC.  
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15 UNITED STATES DISTRICT COURT  
16 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
17 SAN FRANCISCO DIVISION

18 CLOAKWORKS, INC.

19 Plaintiff,

20 v.

21 CLOAKWARE, INC.,

22 Defendant.

23 Case No. CV 08-02044 PJH

24  
25 **STIPULATED REQUEST TO**  
**RESCHEDULE CASE MANAGEMENT**  
**CONFERENCE AND [PROPOSED]**  
**ORDER**

26 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff Cloakworks, Inc. ("Plaintiff") and  
27 Defendant Cloakware, Inc. ("Defendant") hereby stipulate through their respective counsel of  
record as follows:

1           WHEREAS, on or about April 18, 2008, Plaintiff filed its Complaint;

2           WHEREAS, on May 5, 2008, this case was reassigned to the Honorable Phyllis J.

3           Hamilton, and a Case Management Conference is scheduled to be held on August 7, 2008;

4           WHEREAS, Plaintiff's lead counsel is unavailable to attend the Case Management

5           Conference in this case on this date because he is scheduled for a trial in Alaska, to begin

6           August 1 and proceed for two weeks; said trial is a multi-party trial which is not likely to be

7           postponed; and Plaintiff's counsel believes it is in his client's best interest for him to attend the

8           Case Management Conference;

9           WHEREAS, no previous extensions of time has been granted in this case;

10           WHEREAS, no trial date has yet been set in this action; and

11           WHEREAS, the parties have conferred and mutually agreed that they are available for a

12           Case Management Conference on September 4, 2008 at 2:30pm;

13           NOW THEREFORE the parties through their undersigned counsel hereby stipulate and

14           request the Court to continue the Case Management Conference to occur September 4, 2008 at

15           2:30pm, or on a date as soon thereafter as is available with the Court, and that the other dates

16           scheduled in the Court's Order Setting Initial Case Management Conference and ADR

17           Deadlines are continued accordingly.

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1 **IT IS SO STIPULATED**

2 Dated: July 23, 2008

3 WILMER CUTLER PICKERING HALE  
4 AND DORR

5 By: /s/ Mark D. Selwyn  
6 Mark D. Selwyn

7 *Attorneys for Defendant Cloakware, Inc.*

8 Dated: July 23, 2008

9 HOSIE RICE LLP

10 By: /s/George F. Bishop  
11 George F. Bishop

12 *Attorneys for Plaintiff Cloakworks, Inc.*

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15 I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic  
16 filing of this document has been obtained from the other signatories.

17 DATED: July 23, 2008

18 /s/George F. Bishop  
19 George F. Bishop

1 **ORDER**  
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7 Pursuant to the stipulation of the parties, it is hereby ORDERED that the Case  
8 Management Conference is reset to September 4, 2008 at 2:30pm, and that the other dates  
9 scheduled in the Court's Order Setting Initial Case Management Conference and ADR  
10 Deadlines are continued accordingly.  
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7 **SO ORDERED**  
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11 July \_\_, 2008  
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11 Honorable Phyllis J. Hamilton  
12 United States District Judge  
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